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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 10-0329 CRB
Plaintiff,)	STIPULATION AND [PROPOSED] ORDER
v.)	EXCLUDING TIME UNDER 18 U.S.C. § 3161
PEDRO CAVICH-CHACON,)	
a/k/a ANGEL CASTILLO-GUTIERREZ,)	
Defendant.)	

On April 27, 2010, the parties in this case appeared before the Court for a detention hearing. The defendant waived detention and findings without prejudice and the matter was set for initial appearance before the district court on May 5, 2010. The parties requested and the Court ordered that the time between April 27 and May 5 be excluded under the speedy trial act, 18 U.S.C. § 3161(h)(7)(B)(iv), for effective preparation of counsel.

1 The parties also agreed that the ends of justice served by granting such a continuance
2 outweighed the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §
3 3161(h)(7)(A).

4 SO STIPULATED:

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6 JOSEPH P. RUSSONIELLO
United States Attorney

8 DATED: May 11, 2010

9 /s/
BENJAMIN P. TOLKOFF
Assistant United States Attorney

11 DATED: May 11, 2010

12 /s/
JODI LINKER
Attorney for PEDRO CAVICH-CHACON,
a/k/a ANGEL CASTILLO-GUITERREZ

13 For the reasons stated above, the Court finds that the exclusion of time between April 27
14 and May 5, 2010, is warranted and that the ends of justice served by the continuance outweigh
15 the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161 (h)(7)(A);
16 FRCP 5.1(d). The failure to grant the requested continuance would deny the defendant effective
17 preparation of counsel, and would result in a miscarriage of justice. 18 U.S.C. §§
18 3161(h)(7)(B)(iv).

20 SO ORDERED.

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22 DATED: 13 May 10

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HONORABLE BERNARD ZIMMERMAN
United States Magistrate Judge